

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
AUGUST 7, 1968

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, August 7, 1968 in the City Hall Council Chambers.

## ROLL CALL

Present: Councilmen BROWN, CULBERTSON, (8:15 p.m.)  
KIRSTEN, SCHAFFER and  
HUNNELL (Mayor)

Also present: City Manager Graves, Assistant City  
Manager Peterson and City Attorney Mullen.

## PLEDGE

Mayor Hunnell led the Pledge of Allegiance to the Flag.

## MINUTES

On motion of Councilman Kirsten, Brown second, the Minutes of July 17, 1968 were approved as written and mailed after changing the word "except" to "accept" on page three in the first sentence of the paragraph entitled Traffic Lane Striping - Ham-Lodi.

## PUBLIC HEARINGS

VACATE EASEMENT  
WESTLAKE SUBD.

Notice thereof having been published in accordance with law, Mayor Hunnell called for hearing on the proposed abandonment of a landscape easement and a portion of a public utilities easement along the east line of Lots 35 through 48, inclusive of the Westlake Subdivision. Dr. Frank Johnson, 402 West Elm Street, spoke in favor of the easement vacation. There being no others who wished to speak in favor or against the matter, the public portion of the hearing was closed. Councilman Brown then moved the City Council adopt an order vacating the landscape easement and a portion of the public utilities easement in the Westlake Subdivision. Councilmen Schaffer and Kirsten stated they would abstain from voting on the matter because of a conflict of interest. The motion was then seconded by Mayor Hunnell and carried by the following vote:

Ayes: Councilmen Brown, Culbertson and Hunnell

Abstain: Councilmen Kirsten and Schaffer

## PLANNING COMMISSION

At its meeting of July 22, 1968, the Planning Commission took the following actions of interest to the City Council:

1. Continued the consideration of action initiated by the City Council to rezone from the R-4, Multiple-Family Institutional District to the C-2, General Commercial District a portion of the property of the Lodi Academy located on the north side of Kettleman Lane.

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2. Approved in a modified form the request of Sandy's Restaurants for approval of the site layout for a proposed restaurant at the southwest corner of Kettleman Lane and Church Street in an area zoned C-S, Commercial Shopping.
3. Approved the request of Mr. Lawrence Fowler for a variance to permit the development of a residential corner lot as a reversed corner lot at the southeast corner of Edgewood Drive and Junewood Drive in an area zoned R-1, Single-Family Residential.
4. Adopted a public hearing schedule so as to rezone multiple-family areas to the newly-adopted R-GA, R-MD and R-HD zones. Public hearings are scheduled from September 9, 1968 through October 21, 1968.

## COMMUNICATIONS

INVITATION -  
ANNUAL CONF.  
NLC

An invitation was read from the National League of Cities inviting City officials to attend the 45th Annual Congress of Cities in New Orleans, December 7-11, 1968.

PUC -  
NOTICE OF  
HEARING

Notice of Public Hearing was read from the Public Utilities Commission regarding an application of Greyhound Lines, Inc., Western Greyhound Lines Division for an order authorizing a Statewide increase in intrastate passenger fares and express rates.

ABC  
LICENSE

Notice of application for alcoholic beverage license was read as follows: Person-to-person transfer (add co-licensee) Foster K. and Claudine M. Wolfe, 7/Eleven, 401 North California Street, for Off-Sale Beer and Wine.

H. MASON -  
PROPERTY  
RENTAL

City Manager Graves read a letter from Mr. Howard Mason requesting permission to rent from the City of Lodi a strip of land 150 feet by 200 feet immediately north of Mr. Mason's property on Main Street for the balance of the 1968 grape season for the purpose of storing grape shook and nailing boxes. Mr. Mason had submitted a check in the amount of \$100 for the rental of the property. Councilman Schaffer stated he felt the request was acceptable providing sufficient access was maintained to the football stadium parking lot. On motion of Councilman Schaffer, Brown second, the Council approved Mr. Mason's request and accepted the check in the amount of \$100 for rental of the property, subject to the City being named as an additional insured on Mr. Mason's liability policy.

## REPORTS OF THE CITY MANAGER

AWARD - WELL #14  
  
RES. NO. 3202

The following bids were received for the drilling and testing of a reverse circulation, rotary-type well at Twin Oaks Park:

Wayne Drilling Company	\$20,580.00
Myers Bros. Well Drilling	20,850.00
Roscoe Moss Company	23,171.00

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The City Manager recommended the contract be awarded to the low bidder. On motion of Councilman Kirsten, Schaffer second, the City Council adopted Resolution No. 3202 awarding the contract for the drilling and testing of Well #14 to the low bidder, Wayne Drilling Company for the amount of the bid.

AGREEMENT  
BETWEEN  
AND STATE

RES. NO. 3203

The City Manager presented an agreement between the Lodi Public Library and the State Department of Education, Division of Libraries, for the latter to provide book processing services to the City Library. On motion of Councilman Culbertson, Kirsten second, the City Council adopted Resolution No. 3203 authorizing the Mayor to execute said agreement.

SAN JOAQUIN COUNTY  
SAFETY COUNCIL  
AGREEMENT

RES. NO. 3204

The City Manager presented the usual agreement from the San Joaquin County Safety Council for services during the 1968-69 fiscal year for which the City will be contributing \$1400. On motion of Councilman Kirsten, Schaffer second, the City Council adopted Resolution No. 3204 approving the agreement and authorizing the Mayor to sign same.

PAVING EASEMENT  
AGREEMENT

RES. NO. 3205

City Manager Graves presented an agreement with Pacific Gas and Electric Company for consent to common use of an easement at the White Slough Water Pollution Control Plant. On motion of Councilman Culbertson, Schaffer second, the City Council adopted Resolution No. 3205 authorizing the Mayor to execute the agreement on behalf of the City.

AUTHORIZE  
EXAMINATION OF  
SALES TAX  
ACCOUNTS

RES. NO. 3206

The City Manager stated he had recently learned that it is necessary for the City to have a resolution on file with the State before the City can check or audit the sales tax records with the State. On recommendation of the City Manager, Councilman Kirsten moved adoption of Resolution No. 3206 authorizing examination of sales and use tax accounts. The motion was seconded by Councilman Brown and passed by unanimous vote.

EASEMENT  
AGREEMENT  
S.P. CO.

RES. NO. 3207

The City Manager presented an easement agreement with the Southern Pacific Company to cover the installation of a 12 inch sanitary sewer under the Company's railroad tracks on Lockeford Street in conjunction with the Lockeford Street Sanitary Sewer project which is presently under construction. On motion of Councilman Brown, Kirsten second, the Council adopted Resolution No. 3207 authorizing the Mayor and the City Clerk to execute the agreement on behalf of the City.

RIGHT OF WAY  
ALLEN DRIVE

City Manager Graves explained that right of way is required for the area on Allen Drive abutting the swimming pool south of Twin Oaks Park. This property developed prior to the street development and representatives for the property have agreed to dedicate the required right of way in exchange for curb, gutter and sidewalk and grading and <sup>paving of</sup> ~~grading of~~ the street. After discussion, Councilman Kirsten moved approval of installation of curb, gutter and sidewalk and grading and <sup>paving of</sup> ~~grading of~~ the street in exchange for the required street right of way. The motion was seconded by Councilman Brown and

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carried with Councilman Schaffer and Mayor Hunnell abstaining because of a conflict of interest.

WHITE SLOUGH  
WPCP CHANGE  
ORDER #3

The City Manager presented Change Order No. 3 consisting of five items totaling \$11,491. The Public Works Director had reviewed the change order and had recommended approval of item #1 (sampler pump), item #3 (guardrails) and item #4 (access gate). Item #2, additional laboratory equipment, was not recommended at this time, but the Public Works Director suggested purchase of this equipment on the open market. Item #5, vacuum pump, was not recommended as the Public Works Director felt it was not necessary to utilize this type of pump. After discussion, on motion of Councilman Kirsten, Brown second, the Council approved Change Order #3 for the Water Pollution Control Plant to include sampler pump, guardrails and access gate for a total of \$7,069.

PLANS & SPECS -  
PINE ST. - CLUFF  
AVE. STORM DRAIN

Plans and specifications for the construction of the Pine Street and Cluff Avenue storm drain from Kelly Street to Victor Road were approved and calling for bids authorized on motion of Councilman Schaffer, Brown second.

CIVIL DEFENSE  
SUPPLIES  
APPROVED

The City Manager informed the Council that approval had been secured from the Office of Civil Defense for the purchase of Emergency Operating Center supplies for the Public Safety Building which is necessary before the Federal Government will pay its one-half share of the costs. He recommended the Council approve purchase of the supplies for a total cost to the City of \$3,390.71. On motion of Councilman Kirsten, Schaffer second, the Council authorized purchase of the equipment as approved by Civil Defense up to a total cost to the City of \$3,390.71.

AMEND TO  
LEASE -  
TURNAGE  
LIQUORS

City Attorney Mullen presented and recommended for Council approval an amendment to the lease agreement with Mr. Lee Snyder for Turnage Liquors. On motion of Councilman Schaffer, Kirsten second, the City Council authorized the Mayor to execute said amendment.

PINE STREET  
PAVING

Councilman Culbertson questioned the results of the Pine Street paving from Orange Avenue to Ham Lane which City crews recently completed. The City Manager will report back to the Council on this matter.

L. SACTO RD -  
LODI AVE.  
WIDENING

Councilman Brown requested a report from the staff regarding the widening of Lodi Avenue at the intersection of Lodi Avenue and Lower Sacramento Road. The City Manager will present a report on this at a later date.

EQUALIZATION  
OF ACREAGE  
CHARGES

Councilman Culbertson questioned how soon the Council could expect the requested report on equalization of acreage charges. The City Manager explained that the staff has not completed this report due to other projects of higher priority.

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PROPERTY TAX  
INITIATIVE

Councilman Culbertson stated that an initiative to reduce property taxes is to be on the ballot in November and he felt that it is each city's responsibility to make their citizens aware of what they are voting on. The Council, after discussion, decided this matter should be discussed further at a later date.

BUDGET

CAPITAL OUTLAY -  
UTILITY OUTLAY  
BUDGETS ADOPTED

The City Council reviewed the Capital Outlay and Utility Outlay Budgets for fiscal 1968-69 as presented by the City Manager. After discussion, Councilman Kirsten moved the Lawrence Softball Park in the amount of \$46,725 in the Capital Outlay Budget be replaced with the Kofu Park dressing room facilities for an estimated amount of \$42,000 and the inclusion in the Capital Outlay Budget of civil defense supplies in the amount of \$3,400. The motion was seconded by Mayor Hunnell and carried by unanimous vote. On motion of Councilman Kirsten, Brown second, the City Council introduced Ordinance No. 866 adopting the Capital Outlay Budget as corrected and the Utility Outlay Budget as presented.

ORD. NO. 866  
INTRODUCED

EXECUTIVE  
SESSION

At 11:20 p.m. the City Council adjourned to executive session for approximately ten minutes and after reconvening, Mayor Hunnell announced the appointment of Reverend William J. Killian to the Board of Directors of the Community Action Council.

ADJOURNMENT

The Mayor adjourned the meeting at approximately 11:30 p.m.



Attest: BESSIE L. BENNETT  
City Clerk